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**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF ALASKA AT ANCHORAGE**

ENOCH ADAMS, JR., LEROY ADAMS,  
ANDREW KOENIG, JERRY NORTON  
DAVID SWAN and JOSEPH SWAN

Case No. A04-49 (JWS)

## Plaintiffs

**NOTICE OF LODGING  
PROPOSED TRIAL  
CHART**

V

## TECK COMINCO ALASKA INCORPORATED

**Defendant.**

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NANA REGIONAL CORPORATION and

#### Intervenors-Defendants

In accordance with plaintiffs' request and the Court's instruction during the last status conference, plaintiffs lodge the attached spreadsheet as a proposed trial chart. As an example, plaintiffs have chosen monthly total dissolved solids (TDS). The chart is offered as a proposal; a final chart would be fully populated with all the exhibits that are relevant to each monthly violation, while this example merely lists several such exhibits: the gray areas are days of no

1 discharge or days that don't exist (June 31, e.g.). Similar charts can be created for the other  
2 permit parameters at issue (monthly cyanide violations, monthly whole effluent toxicity  
3 violations).

4 While the lodged attachment is, owing to the filing requirements, a PDF, the original  
5 chart is an Excel spreadsheet, and can be shared among counsel and the Court for individual use.  
6 It is more easily viewed when printed in legal size (8.5 x 14 inches). Counsel will bring hard  
7 copies to Court for the pre-trial conference on Friday, May 9.

8 Respectfully submitted, May 7, 2008.

9 /S/ Luke Cole

10 Luke Cole

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13 CERTIFICATE OF SERVICE

14 I hereby certify that on the 7th day of May 2008, a true and correct copy of the foregoing Plaintiffs' Notice of Lodging Proposed  
15 Trial Chart was served, via the Court's electronic mail distribution system, on the below identified parties of record:

16 Sean Halloran Hartig Rhodes 717 K Street Anchorage, AK 99501	17 Nancy Wainwright 13030 Back Road, Suite 555 Anchorage, AK 99501	18 Thane Tienson Landye Bennet Blumstein 1300 SW Fifth Ave, Suite 3500 Portland, OR 97201
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21 /S/ Luke Cole

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